STATE OF NEW HAMPSHIRE

DEPARTMENT OF STATE

)
IN THE MATTER OF:)
)
Local Government Center, Inc.;)
Government Center Real Estate, Inc.;)
Local Government Center Health Trust, LLC;)
Local Government Center Property-Liability Trust,)
LLC;)
Health Trust, Inc.;)
New Hampshire Municipal Association Property-Liability)
Trust, Inc.:)
LGC – HT, LLC)
Local Government Center Workers' Compensation)
Trust, LLC;)
And the following individuals:)
Maura Carroll; Keith R. Burke; Stephen A. Moltenbrey;)
Paul G. Beecher; Robert A. Berry; Roderick MacDonald;)
Peter J. Curro; April D. Whittaker; Timothy J. Ruehr;)
Julia A. Griffin; Paula Adriance; John P. Bohenko; and)
John Andrews)
)
RESPONDENTS)
	_)

ORDER ON REQUEST FOR CONTINUANCE and SCHEDULING PRE-HEARING CONFERENCE

- 1. The initial petition in the above referenced matter resulted in a Notice of Order being issued on September 2, 2011 issued appointing Donald E. Mitchell, Esq. as Presiding Officer over this matter and establishing October 4, 2011 as the initial hearing date.
- 2. On September 6, 2011 a Motion to Intervene was filed by counsel on behalf of "a class of retiree members of the Professional Fire Fighters of New Hampshire and the Professional Fire Fighters of New Hampshire (representing nearly all active full time, firefighter public employees)", requesting that each member of the class be considered an interested party in this matter.
- 3. On September 14, 2011 a request for a continuance of the beginning of the hearing on the merits in this matter, in letter format, was filed by counsel representing "the various LGC corporate entities" and Maura Carroll. The LGC and Maura Carroll request indicated that the Bureau of Securities Regulation consented to the request for such a continuance.

- 4. The parties referenced in #3 above also join in a request that instead of the initiation of the hearing scheduled for October 4, 2011 a preliminary structuring conference be conducted by the presiding officer on that date.
- 5. As of the date of this order no other parties have made a written appearance or written response in this matter.
- 6. This matter involves a significant number of named respondents, complex allegations, and substantial interests as well as potential procedural considerations that would be served by a reasonable use of time to attempt to structure, schedule and plan the efficient presentation of the parties' respective cases.

Therefore, it is hereby ordered that:

- A. The scheduled initiation of the hearing on the merits previously noticed to begin October 4, 2011 shall be continued to a date to be set by the Presiding Officer.
- B. The parties are reminded that any future requests for continuances shall be strictly construed and shall be submitted in accordance with RSA 421-B:26-a, IX.
- C. A preliminary pre-hearing conference shall convene at 10:00 AM in Room 411, State House Annex, Concord, NH. Parties shall be prepared to discuss all aspects of scheduling, discuss areas of consolidation, consent, and factual stipulation, shall bring a written preliminary (not binding) witness list identifying the witness by name and, if relevant, title; and shall bring a written preliminary (not binding) exhibit list. Good faith effort in compliance with these requests is expected.
- D. Without yet ruling on the pending Motion to Intervene, counsel for the petitioning intervenor in that pending motion shall be permitted to attend this preliminary legal conference. The allowance of this attendance does not constitute a final order on the merits of the Motion to Intervene, nor does it indicate any inclination on the part of the Presiding Officer as to the merits of the motion. Further, such allowance and attendance shall have no precedential effect upon any future consideration, proceeding or merits related to the request to be determined to be an "interested" party.

Issued this 15th day of September, 2011

/s/ Donald E. Mitchell
Donald E. Mitchell, Esq. Bar #1773
Presiding Officer

cc: Earle F. Wingate, III, Esq. William C. Saturley, Esq. Brian M. Quirk, Esq. Glen R. Milner, Esq.